

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

**THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN**

TUESDAY, THE 12TH JUNE 2007 / 22ND JYAISHTA 1929

LA.App..No. 1123 of 1998(C)

LAR.109/1989 of SUB COURT, PATHANAMTHITTA

APPELLANT/2ND ADDL.RESPONDENT:

**PATHANAMTHITTA MUNICIPALITY, REP. BY
ITS SECRETARY.**

BY ADV. SRI.A.N.RAJAN BABU

RESPONDENTS/CLAIMANTS AND 1ST RESPONDENT:

**1.MATHAI JOSHUA, ALUMMOOTTIL THEKKETHIL,
MAKKAMKUNNU, AZHOOR MURI, PATHANAMTHITTA
VILLAGE.**

2.ANNAMMA,W/O.BABY OF DO. DO. (DIED)

**3.STATE OF KERALA, REP. BY THE DISTRICT COLLECTOR,
PATHANAMTHITTA.**

ADDL.4TH RESPONDENT:

**4.BABY, HUSBAND OF LATE ANNAMMA, ALUMMOOTTILBY
THEKKETHIL, MAKKAMKUNNU, AZHOOR MURI,
PATHANAMTHITTA VILLAGE.**

**ADDL.4TH RESPONDENT IS IMPEADED AS THE LEGAL HEIR
OF THE DECEASED 2ND RESPONDENT AS PER ORDER IN
I.A.3657/2004 IN L.A.A.1123/1998 DATED 12.6.2007**

**BY GOVERNMENT PLEADER
SRI.L.ALOYSIUS THOMAS FOR R3
SRI.T.M.ABDUL LATHEEF FOR R1**

**THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY
HEARD ON 12/06/2007, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

L.A.A.NOS.1123 OF 1998 (C)

Dated this the 12th day of June, 2007

J U D G M E N T

KOSHY,J.

This appeal is filed against the award in L.A.R.No.109/1989. It is the common award passed in three cases. Awards in other two cases are already upheld and in some of the connected cases and relied on cases appeals were filed by both sides and that cases were remanded. After remand higher amounts were passed. In the above circumstances, we see no ground to interfere in the award of the Land Acquisition Court at the instance of the requisition authorities and hence this L.A.A. is dismissed.

J.B.KOSHY, JUDGE

K.P.BALACHANDRAN, JUDGE

prp

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

L.A.A.NO.1123 OF 1998 (C)

J U D G M E N T

12th June, 2007